

Information Disclosure Statement

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: July 2, 2010

Electronic Signature for Barbara A. Saltzman: /Barbara A. Saltzman/

Docket No.: 1258_3146US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Chih-Chang Chu et al.

Application No.: 10/538,477

Confirmation No.: 2280

Filed: June 7, 2005

Art Unit: 1796

For: INJECTABLE HYDROGEL
MICROSPHERES FROM AQUEOUS
TWO-PHASE SYSTEM

Examiner: Saira Bano Haider

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed after the mailing date of a Final Office Action or Notice of Allowance, whichever occurred first, but on or before payment of the Issue Fee (37 CFR 1.97(d)). Applicant(s) hereby petition(s) that the Information Disclosure Statement be considered.

I hereby certify, pursuant to 37 CFR 1.97(e)(1), that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

The enclosed references were cited in an Office Action by the Japanese Patent Office, issued on June 8, 2010 in connection with the Japanese counterpart patent application No. 2004-567410.

English language machine translations of the non-English language references, Reference BA (JP-05255119-A) and Reference BB (JP-11322941-A) are submitted.

Reference BB was cited by the Japanese Patent Office only to show the state of the art, and not as grounds for rejection.

Reference BC, WO-97009068-A2, is submitted as the corresponding English language translation and counterpart of reference JP-2000500733-A cited by the Japanese Patent Office. JP-2000500733-A is a national phase application of PCT/US1996/013874, which was published as WO-97009068-A2. Reference BC was cited by the Japanese Patent Office only to show the state of the art, and not as grounds for rejection.

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

A concise explanation of relevance of the items listed on form PTO/SB/08 is given for only non-English language listed items.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. 50-0289 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0289.

Dated: July 2, 2010

AMS/bs

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